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**TRANSMITTAL LETTER**  
**(General - Patent Pending)**

Docket No.  
**LEVL106**

In Re: Application Of: **SCARBOROUGH**

Application No.	Filing Date	Examiner	Customer No.	Group Art Unit	Confirmation No.
10/753,924	01/06/2004	BENNETT	21,658	2859	5707

Title: **TAPE MEASURE THAT INCORPORATES A MARKING DEVICE**

COMMISSIONER FOR PATENTS:

Transmitted herewith is:

**RESPONSE TO OFFICE ACTION DATED 10/26/04**  
**RETURN RECEIPT POST CARD**

in the above identified application.

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Signature

Dated: **JANUARY 21, 2005**

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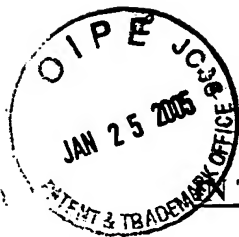
I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to the "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450" [37 CFR 1.8(a)] on  
01/21/2005

(Date)  
  
Signature of Person Mailing Correspondence

**AMBER R. SMITH**

Typed or Printed Name of Person Mailing Correspondence

cc: **CLIENT**



**THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant: SCARBOROUGH

Group/Art Unit: 2859

Application No.: 10/753,924

Examiner: BENNETT

Filed: 01/16/2004

Attorney Docket No: LEVL106

Title: Tape Measure That Incorporates a  
Marking Device

**RESPONSE TO EXAMINER'S ACTION**

**Dated: 10/26/2004**

To: Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Commissioner:

In response to the Examiner's Action mailed October 26, 2004, please enter the following amendments and remarks of record:

**Amendments to the Claims** are reflected in the listing of claims, which begins on page 2 of this Response to Office Action.

**Remarks/Arguments** begin on page 6 of this Response to Office Action.